



PTO/SB/21 (09-04)
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number 10/696,162

Filing Date October 29, 2003

First Named Inventor SINGH et al.

Art Unit 1633

Examiner Name SAJJADI, Fereydown Ghotb

Attorney Docket Number IMG-00113.P.2.1-US

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/
Incomplete Application



Reply to Missing Parts
under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a
Provisional Application



Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD



After Allowance Communication to TC



Appeal Communication to Board
of Appeals and Interferences



Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify
below):

1. Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

David R. Preston & Associates, APC

Signature

Printed name

David R. Preston

Date

6/28/06

Reg. No.

38,710

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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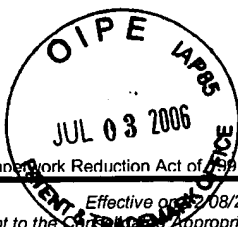
Reza Savari

Date

6-28-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective 08/08/2004.
Fees pursuant to the Copyright Royalty Reduction Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 0.00**Complete if Known**

Application Number	10/696,162
Filing Date	October 29, 2003
First Named Inventor	SINGH et al.
Examiner Name	SAJJADI, Fereydoun Ghotb
Art Unit	1633
Attorney Docket No.	IMG-00113.P.2.1-US

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: 501321 Deposit Account Name: David R. Preston & Assoc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = 3 x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

Fees Paid (\$)**SUBMITTED BY**

Signature

Registration No.
(Attorney/Agent) 38,710

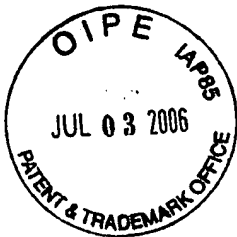
Telephone 858-724-0375

Name (Print/Type) David R. Preston

Date 06-28-06

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent

Attorney Docket No: IMG-00113.P.2.1-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)

Sujay Singh)

Examiner: SAJJADI, Fereydoun Ghotb

Application Number: 10/696,162)

Group Art Unit: 1633

Filed: October 29, 2003)

For: TRANSGENIC ANIMALS FOR USE)

IN PROTEIN EXPRESSION AND)

ANTIBODY PRODUCTION)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed May 30, 2006, Applicant respectfully submits the following election without traverse. This response is being filed within One (1) month of that mailing date, thus no fee is deemed necessary.

1. ELECTION

Applicant elects the invention of Group I. Applicant also chooses mammal as the specific organism for the elected Group I. This election is made without traverse.

The above-identified patent application has been examined for restriction purposes only. The Examiner has set forth the following groups:

Group I: Claims 1-12, drawn to a transgenic vertebrate whose genome comprises a bacteriophage RNA polymerase transgene.

Group II: Claims 13-29, drawn to a method of expressing a protein in a transgenic vertebrate whose genome comprises a bacteriophage RNA polymerase transgene and a protein product by said method.

Group III: Claims 31-45, drawn to a method to produce an antibody against an antigen in a transgenic vertebrate whose genome comprises a bacteriophage RNA polymerase transgene, comprising introducing an immunogenic construct into said transgenic vertebrate, and an antibody produced by said method.

Group IV: Claim 46, drawn to a method of producing a monoclonal antibody from the spleen cells of a transgenic vertebrate whose genome comprises a bacteriophage RNA polymerase transgene.

Group V: Claim 48, drawn to a method of isolating antibody from the egg of a transgenic vertebrate whose genome comprises a bacteriophage RNA polymerase transgene.

Group VI: Claims 47 and 49, drawn to a monoclonal antibody and polyclonal antibody.

In the Office Action, the Examiner has restricted the claims to 6 distinct and independent inventions. Applicant elects the invention of group I which includes claims 1-12 without traverse. Applicant also chooses mammal as the organism for the elected Group I.

Applicants respectfully submit that the claims are ready for examination and in condition for allowance.

Please apply any charges not covered, or any credits, to **Deposit Account Number 501321** in the name of David R. Preston & Associates, APC having **Customer Number 24232**.

Respectfully submitted,

Date: June 28, 2006

A handwritten signature in black ink, appearing to read 'D. R. Preston', written over a horizontal line.

David R. Preston
Reg. No. 38,710

David R. Preston & Associates
5850 Oberlin Drive
Suite 300
San Diego, CA 92121

Telephone: 858.724.0375
Facsimile: 858.724.0384